

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2017-39-T - ORDER NO. 2021-433

JUNE 30, 2021

IN RE: Application of Robert L. Settles d/b/a Settles)	ORDER GRANTING
Services for a Class C (Charter) Certificate of)	REINSTATEMENT OF
Public Convenience and Necessity for)	CERTIFICATE
Operation of Motor Vehicle Carrier)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of the Application of Robert L. Settles d/b/a Settles Services (the “Applicant”) to reinstate the Applicant’s Class C Charter Certificate of Public Convenience and Necessity No. 9235.¹

On August 25, 2020, a Petition was filed by the South Carolina Office of Regulatory Staff (“ORS”) to Revoke Certificates of Public Convenience and Necessity of certain motor carriers for failure to pay decal fees²; thereby failing to comply with the statutes governing operations of motor vehicle carriers in South Carolina. The record reflects that the Applicant was listed in and served with the Petition to Revoke Certificates for noncompliance.

For those motor carriers who had not responded to the prior notifications of noncompliance, a virtual hearing regarding the Petition was held on December 9, 2020.

¹ The Directive Order No. 2021-433 issued on June 23, 2021, granting reinstatement of Certificate No. 9235 was issued in error. The approval of the Applicant’s request for reinstatement should not have been issued as a directive order, thus the reason for issuance of this Order, Order No. 2021-433.

² See Docket No. 2020-214-T.

The Commission found that the Certificates of Public Convenience and Necessity held by certain carriers, including the Applicant, should be revoked and cancelled for the violation of failing to pay decal fees. Accordingly, on December 30, 2020, the Commission issued Order No. 2020-818, which cancelled the Applicant's Certificate No. 9235.

By request filed June 16, 2021, the Applicant requests that the Certificate in question be reinstated. The original Application for certification of Robert L. Settles d/b/a Settles Services, which is on file with the Commission, provides documentation regarding the Applicant's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it, and after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

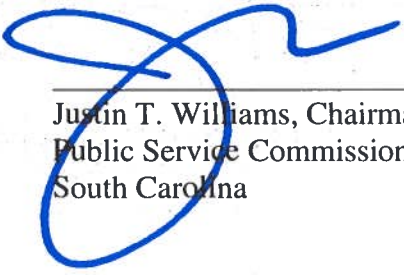
1. That Class C Charter Certificate of Public Convenience and Necessity No. 9235 of Robert L. Settles d/b/a Settles Services be, and hereby is, reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.
2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.
3. Failure of the Applicant to complete the above process within ninety (90) days of the date of this Order, or within such additional time as may be authorized by the

Commission should an extension of time be approved prior to the expiration of the ninety (90) day time period, shall cause this Order to become null and void, thereby rescinding the authority granted for reinstatement of the Applicant's Certificate. In this event, the request for reinstatement shall be dismissed without prejudice, and no further action by the Commission is necessary.

4. The ORS is requested to furnish to the Commission, every two months, the names and docket numbers of those applicants whose order becomes null and void under the terms of the previous paragraph.

5. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



Justin T. Williams, Chairman
Public Service Commission of
South Carolina